

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION (ST) NO.33830/2018

Anmol Kumar Sawlani

... Petitioner

V/s.

Chaitanya Mental Healthcare Centre

... Respondent

Mr. Rohan Kelkar with Ms. B. John, Ms. Anushka Shah I/b. AZB
& Partners for the Petitioner

Mrs. Madhavi Tavanandi for the Respondent

CORAM: K.K. TATED, J.
DATED : FEBRUARY 22, 2019

P.C. :

1 Heard. The learned counsel for the Respondent has filed Affidavit-in-Reply dated 18.02.2019. Same is taken on record.

2 The learned counsel for the Petitioner, after taking instructions from their clients, makes a statement that in the present proceedings, they are restricting their prayer only to direct the Trial Court to decide their Misc. Application No.631/2016 for appointment of a guardian for maintaining an ill person as per Order 32 Rule 1 of the Code of Civil Procedure, 1908 and under section 53 of the Mental Health Act, as early as possible but within a time bound manner.

3 The learned counsel for the Respondent submits that they have no objection for the said prayer. She submits that to that effect, they have also given in writing in paragraph 4 of their Affidavit-in-Reply.

4 Considering the submissions made by the learned counsel for the Petitioner, without going into the merits of the matter, the Writ Petition stands disposed of with following directions:

- a. The District Court, Pune is directed to decide Misc. Application No.631/2016 as early as possible but in any case on or before 20.04.2019.
- b. All contentions of the parties are kept open.
- c. The Writ Petition stands disposed of accordingly.
- d. No order as to costs.
- e. Parties to act on an authenticated copy of this order.

(K. K. TATED, J.)